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Donelan, Cleary, Wood & Maser, P. C. 0100322541

RECORDATION NO 142

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ATTORNEYS AND COUNSELORS AT LAW SUITE 850

1275 K STREET, N. W.

WASHINGTON, D. C. 20005-4078

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JULY 27, 1994

Recordation No. 14229-V

Dear Mr. Strickland:

On behalf of First Security Bank of Utah, National Association, (Owner-Trustee under BLC Trust No. 92-1), successor Lessor, I submit for filing and recording under 49 U.S.C. § 11303 and the regulations promulgated thereunder, counterparts of a secondary document, not previously recorded, entitled Partial Termination from Lease ("Release"), dated as of July 26, 1994 which is a partial termination covering only specifically designated locomotives which Releasing Party releases from the provisions of the lease mentioned below.

The party executing the enclosed Release is:

First Security Bank of Utah, National Association 79 South Main Street Salt Lake City, Utah 84111

**RELEASING PARTY** 

The said Release is a release by the Releasing Party only as to those specifically designated two (2) locomotives from the Master Leasing Agreement recorded under Recordation No. 14229-A, and the Release should be recorded under the next available letter under Recordation No. 14229, which we believe is "-V."

The two locomotives covered by the enclosed Release are identified as SP 7493 and SP 7494.

A short summary of the Release to appear in the ICC Index is as follows:

"Release of 2 locomotives from lease SP 7493 and SP 7494."

Enclosed is a check in the amount of eighteen dollars (\$18.00) in payment of the filing fee.

Once the filing has been made, please return to bearer the stamped counterpart(s) of the document not required for filing purposes, together with the fee receipt, the letter from the ICC acknowledging the filing, and the two extra copies of this letter of transmittal.

Attorney for First Security Bank of Utah, National

Association for the purpose of this filing.

Honorable Sidney L. Strickland, Jr. Secretary Interstate Commerce Commission Washington, D.C. 20423 **Enclosures BY HAND** 

415 951 4605;# 2/ 9

SENT BY:DONELAN, CLEARY, et al.; 7-25-94;11:03AM;DONELAN, CLEARY, etal.→

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## PARTIAL TERMINATION FROM LEASE

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BLC Trust No. 92-1

KNOWN ALL PERSONS BY THESE PRESENTS THAT

WHEREAS, Southern Pacific Transportation Company, as Seller, and BLC Corporation, as Buyer, entered into that certain Bill of Sale executed December 20, 1983, whereby the Seller sold and the Buyer purchased certain locomotives, including among the locomotives two identified by new SP numbers 7493 and 7494, formerly identified under old SP numbers respectively as SP 9131 and SP 9136, and

WHEREAS, the aforementioned Bill of Sale was filed and recorded with the Interstate Commerce Commission ("ICC") on December 23, 1983 under Recordation No. 14229, and

WHEREAS, BLC Corporation, as Lessor, and Southern Pacific Transportation Company, as Lessee, entered into a Master Leasing Agreement ("Lease") dated as of December 1, 1983, whereby the Lessor leased to the Lessee the locomotives covered by the Bill of Sale mentioned above, said Lease filed and recorded with the ICC December 23, 1983 under Recordation No. 14229-A and later supplemented by Rider No. 1 dated as of January 1, 1985, filed and recorded with the ICC under Recordation No. 14229-C, Rider No. 2 dated as of February 1, 1986, unrecorded, and Rider No. 3 dated as of July 1, 1986, filed and recorded with the ICC under Recordation No. 14229-G, and

WHEREAS, BLC Corporation, as assignor/transferor, and First Security Bank of Utah, National Association, as assignee/transferee, functioning as Owner-Trustee under BLC Trust No. 92-1, entered into that certain Bill of Sale executed as of February 24, 1992, whereby BLC Corporation did sell, assign and transfer certain locomotives, including SP 7493 and SP 7494, and all of its right, title and interest in, to and under the above-mentioned Lease and its Rider No. 1, Rider No. 2 and Rider No. 3 as to the aforesaid locomotives, the aforesaid Bill of Sale filed and recorded with the ICC February 2, 1992 under Recordation No. 14229-O, and

415 951 4605;# 3/ 9

SENT BY:DONELAN, CLEARY, et al. ; 7-25-94 ;11:03AM ;DONELAN, CLEARY, etal. →

WHEREAS, Southern Pacific Transportation Company, as Lessee, BLC Corporation, as Original Lessor, First Security Bank of Utah, National Association, as Assignee (Owner-Trustee under BLC Trust No. 92-1), and State Street Bank and Trust Company of Connecticut, National Association, as Secured Party, entered into that certain Acknowledgment of Assignment and Agreement dated as of February 25, 1992, covering, among others, the two locomotives identified under SP 7493 and SP 7494, the aforesaid Acknowledgment of Assignment and Agreement filed and recorded with the ICC February 27, 1993 under Recordation No. 14229-P, and

WHEREAS, as to the two (2) locomotives identified under SP 7493 and SP 7494, the term of lease has ended and has not been extended, and all duties, obligations and payments under the Lease have been fulfilled, and hence the Lease is terminated as to the aforesaid two (2) locomotives:

NOW, THEREFORE, for good and valuable consideration, the sufficiency of which is acknowledged, and intending to be legally bound, First Security Bank of Utah, National Association, the Owner-Trustee under BLC Trust No. 92-1, as Lessor, does hereby terminate the lease interest created by the Lease only as to the aforesaid two (2) locomotives, namely SP 7493 and SP 7494, and files and records this Partial Termination from Lease for the purpose of officially terminating of record in the files of the Interstate Commerce Commission the Lease only as to the aforesaid two (2) locomotives.

IN WITNESS WHEREOF, First Security Bank of Utah, National Association, not in its individual capacity but solely in its capacity as trustee under BLC Trust No. 92-1, as Lessor, has duly executed this Partial Termination from Lease as of this 26th day of July , 1994.

> FIRST SECURITY BANK OF UTAH. NATIONAL ASSOCIATION, not in its individual capacity but solely in its capacity as trustee under BLC Trust No. 92-1, as LESSOR.

By:

Name: Dain W. Brown

Title: — Assistant Trust Officer

STATE OF _	<u>UTAH</u>	)	)
COUNTY O	SALT	LAKE )	SS

On this 26th day of July, 1994 before me personally appeared Dain W. Brown, to me personally known, who being by me duly sworn, says that he/she is the Assistant Irust Officer of First Security Bank of Utah, National Association, that the foregoing instrument was signed on behalf of First Security Bank of Utah, National Association, not in its individual capacity but solely in its capacity as trustee under BLC Trust No. 92-1, by authority of its Board of Directors, and he/she acknowledged that the execution of the foregoing instrument was the free act and deed of First Security Bank of Utah, National Association, not in its individual capacity but solely in its capacity as trustee under BLC Trust No. 92-1.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public

[SEAL]

My Commission expires:

